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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/754,045	01/08/2004	Raman Patel	TEK-B	6070

7590 06/15/2007

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EXAMINER

ART UNIT PAPER NUMBER

DATE MAILED: 06/15/2007

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10754045	1/8/04	PATEL ET AL.	TEK-B

**EXAMINER**

Nathan M.. Nutter

ART UNIT	PAPER
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1711

20070613

**DATE MAILED:**

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner for Patents**

Nathan M. Nutter  
Primary Examiner  
Art Unit: 1711

**Notification of Non-Compliant Appeal Brief  
(37 CFR 41.37)**

Application No.

10/754,045

Applicant(s)

PATEL ET AL.

Examiner

Nathan M. Nutter

Art Unit

1711

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

The Appeal Brief filed on \_\_\_\_\_ is defective for failure to comply with one or more provisions of 37 CFR 41.37.

To avoid dismissal of the appeal, applicant must file an amended brief or other appropriate correction (see MPEP 1205.03) within **ONE MONTH or THIRTY DAYS** from the mailing date of this Notification, whichever is longer.

**EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136.**

1. ☐ The brief does not contain the items required under 37 CFR 41.37(c), or the items are not under the proper heading or in the proper order.
2. ☐ The brief does not contain a statement of the status of all claims, (e.g., rejected, allowed, withdrawn, objected to, canceled), or does not identify the appealed claims (37 CFR 41.37(c)(1)(iii)).
3. ☐ At least one amendment has been filed subsequent to the final rejection, and the brief does not contain a statement of the status of each such amendment (37 CFR 41.37(c)(1)(iv)).
4. ☒ (a) The brief does not contain a concise explanation of the subject matter defined in each of the independent claims involved in the appeal, referring to the specification by page and line number and to the drawings, if any, by reference characters; and/or (b) the brief fails to: (1) identify, for each independent claim involved in the appeal and for each dependent claim argued separately, every means plus function and step plus function under 35 U.S.C. 112, sixth paragraph, and/or (2) set forth the structure, material, or acts described in the specification as corresponding to each claimed function with reference to the specification by page and line number, and to the drawings, if any, by reference characters (37 CFR 41.37(c)(1)(v)).
5. ☒ The brief does not contain a concise statement of each ground of rejection presented for review (37 CFR 41.37(c)(1)(vi)).
6. ☒ The brief does not present an argument under a separate heading for each ground of rejection on appeal (37 CFR 41.37(c)(1)(vii)).
7. ☐ The brief does not contain a correct copy of the appealed claims as an appendix thereto (37 CFR 41.37(c)(1)(viii)).
8. ☐ The brief does not contain copies of the evidence submitted under 37 CFR 1.130, 1.131, or 1.132 or of any other evidence entered by the examiner **and relied upon by appellant in the appeal**, along with a statement setting forth where in the record that evidence was entered by the examiner, as an appendix thereto (37 CFR 41.37(c)(1)(ix)).
9. ☐ The brief does not contain copies of the decisions rendered by a court or the Board in the proceeding identified in the Related Appeals and Interferences section of the brief as an appendix thereto (37 CFR 41.37(c)(1)(x)).
10. ☒ Other (including any explanation in support of the above items):

See Continuation Sheet.



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Continuation of 10. Other (including any explanation in support of the above items): Item 4. Applicants are required to state for each independent claim, separately, each recited limitation of the claim, support by page and line numbers. This must be done in such a way as to clearly indicate, for each independent claim, each and every recitation the support from the Specification. This must be done in a logical presentation and must coincide with the recitations of the independent claims. Discussions of the parameters, without specifically pointing to the support therefor or to the specific recitation, verbatim, is not sufficient. Claims 1 and 21 must be parsed separately with complete support provided, and not discussed together.

Item 5. The section to the Grounds of Rejection must refer to each and every ground of rejection separately, and not together, with respect to the rejections made separately under 35 USC 112, first paragraph.

Item 6. There should be one heading corresponding to the five grounds of rejection. The rejection of claims 1, 3-11 and 13-31 under Coran (US 4,104,210) and Coran (US 4,141,878), should be grouped together as presented in the rejection of the Final rejection.

It is pointed out that the claims do not recite "vulcanizing" as proffered by appellants in the Brief. The claims recite "crosslinking the rubber" and not "vulcanizing," as appellants attempt to argue.